

MINUTES
September 28, 2005
9:30 a.m.

PRESENT: Mark Sidran, Chairman
Philip Jones, Commissioner
Pat Oshie, Commissioner

The regular meeting of the Washington Utilities and Transportation Commission was called to order on September 28, 2005, by Chairman Sidran. Commissioner Sidran acknowledged Bob Wallis, Administrative Law Judge, for his recent award, the "First Annual Frank Homan Award" and for great service. Congratulations to Bob. Glenn Blackmon, Director, Regulatory Services, noted that No Action Items F14, Docket UW-051333, and F15, Docket UW-051334, should be moved to the Consent portion of the Agenda. He also noted that there is an Addendum to the Agenda.

E)1. 1-000 Consent Agenda

Disposition: Commissioner Oshie moved to approve the consent and no action agenda and direct the Secretary to sign orders and/or letters necessary to affect each action. Commissioner Jones seconded the motion. The motion carried (3:0).

UTILITIES

A)1. 1-025 Docket Number UG-051297 Puget Sound Energy Revises rates for the effects of changes in purchased gas costs. Tariff Revision

Appearances: Jim Russell, Staff

A)2.1-025 Docket Number UG-051298 Puget Sound Energy Adjusts the purchased gas deferral amortization rates. Tariff Revision Advice #: 2005-39

Appearances: Jim Russell, Staff

A)3. 1-129 Docket Number UG-051393 Northwest Natural Gas Company Less than statutory notice request to revise rates for the effects of changes in purchased gas costs, and for the further effects of applying and removing temporary rate adjustments to amortize balances in deferred accounts. Tariff Revision

Appearances: Joanna Huang, Staff

Disposition: Commissioner Oshie moved to grant request for less than statutory notice to allow the filing to become effective on October 1, 2005. Commissioner Jones seconded the motion. The motion carried (3:0).

A)4. 1-218 Docket Number UT-051218 Qwest Corporation Petition to modify the requirements of Cause U-85-23 and Docket UT-990976, in order to discontinue Qwest's obligation to be the IntraLATA designated carrier of Private Line Services, for five (5) certain independent telephone companies. This Docket deals with the FAIRPOINT affiliates of Ellensburg Telephone Company and YCOM Networks; and the TDS affiliates of Asotin Telephone Company, Lewis River Telephone Company, and McDaniel Telephone Company. The other independent telephone companies in the state were not included in this petition. Petition

Appearances: Tim Zawislak, Glenn Blackmon, Staff; Mark Reynolds, Qwest Corporation

Disposition: Commissioner Oshie moved to Issue an Order Approving the Petition to Modify the Requirements of Cause U-85-23 and Docket UT-990976, in order to discontinue the obligation to be IntraLATA designated carrier of Private Line services in the service areas of the five companies listed in the back up memo. Commissioner Jones seconded the motion. The motion carried (3:0).

A)5. 1-360 Docket Number UW-051062, H & R Waterworks, Inc. General rate filing in the amount of \$256,808 (22 percent) annually. The Company has consolidated eight (8) water companies and one utility management company under one company and tariff. This filing will bring all rates to parity under the new company. Several ancillary charges have also been brought to parity. The average customer bill will increase about \$7.50 per month. The new company will serve about 2,888 customers in Thurston, Mason, Lewis, Pierce, and Kitsap counties. Tariff Revision

Appearances: Jim Ward, Staff; Raelene Lucero, Meadowwood Homeowners Association; David Cheal, Customer; Steve Harrington, H&R Waterworks, Inc.

Disposition: Commissioner Oshie moved to Dismiss the Complaint and Order Suspending Tariff Revisions, take no action and thereby allow the revised Tariff Revisions to become effective October 1, 2005. Commissioner Jones seconded the motion. The motion carried (3:0).

TRANSPORTATION:

B)1. 2-072 Docket Number TS-051318, Aqua Express, LLC, Petition to temporarily discontinue passenger-only ferry service between Kingston and Seattle, starting October 1, 2005, with resumption of service effective July 1, 2006, pursuant to WAC 480-51-130. Petition

Appearances: Danny Kermode, Staff

Disposition: Commissioner Oshie moved to grant the petition to allow the Company permission to temporarily discontinue passenger-only ferry service pursuant to WAC 480-51-130, beginning October 1, 2005, with service recommencing July 1, 2006. Commissioner Jones seconded the motion. The motion carried (3:0).

OTHER

C)1. 2-111 Docket Number A-050271 Staff's request for an expedited rulemaking (CR-105) to consider revising adoption-by-reference dates in Title 480 WAC. Rulemaking

Appearances: Sharyn Bate, Staff

C)2. 2-130 Docket Number PG-050933 Consideration of whether to file a Notice of Proposed Rulemaking (CR-102) with the Code Reviser relating to WAC 480-93. Rulemaking

Appearances: Sondra Walsh, Staff

C)3. 2-158 Docket Number T-051359 Consideration of whether to begin a rulemaking procedure relating to WAC Chapters 480-31, 480-51, and 480-70; Implementation of SSB 5105, by filing a Preproposal Statement of Inquiry (CR-101) with the Code Reviser. Rulemaking

Appearances: Sharyn Bate, Staff

C)4. 2-182 Docket Number UE-030423 Consideration of whether to file a notice of proposed rulemaking (CR-102) relating to Chapter 480-107 WAC, Electric companies - purchases of electricity from qualifying facilities and independent power producers and purchases of electrical savings from conservation suppliers. Rulemaking

Appearances: Graciela Etchart, Staff

Glenn Blackmon, Director, Regulatory Services, announced on the Addendum portion of the Agenda that Item F59, Docket TS-051436, on the No Action portion of the Agenda should be on the Consent portion of the Agenda. He asked the Commissioners to authorize the Secretary to sign an order to allow the LSN to take effect.

Disposition: Commissioner Oshie moved to grant the LSN and allow the Secretary to sign an order implementing that action. Commissioner Jones seconded the motion. The motion carried (3:0).

The meeting adjourned at 10:48 a.m.

Attested by _____
Carole J. Washburn, Secretary